National Labor Relations Board



Weekly Summary of NLRB Cases

Division of Information Washington, D.C. 20570 Tel. (202) 273-1991

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VISIT <u>WWW.NLRB.GOV</u> FULL TEXT <u>CASES SUMMARIZED</u>

Beacon Electric Co.	Cincinnati, OH	1
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Beacon Electric Co. (9-CA-35127; 350 NLRB No. 26) Cincinnati, OH July 12, 2007. The Board affirmed the administrative law judge's finding that the Respondent violated Section 8(a)(3) and (1) of the Act by refusing to consider for hire and refusing to hire 49 union-affiliated workers who applied for work between January and May 1997. [HTML] [PDF]

The Board found that the Respondent's affirmative defense—reliance on a referral policy—failed because it was pretextual. The Respondent did not reveal its referral policy to the discriminatees, did not rely on the referral policy when it rejected the discriminatees, and deceived the discriminatees regarding its hiring policy and whether it was hiring.

(Chairman Battista and Members Liebman and Walsh participated.)

Charge filed by Electrical Workers IBEW Local 212; complaint alleged violation of Section 8(a)(1) and (3). Hearing at Cincinnati, 6 days between May 5-13, 1998. Adm. Law Judge Richard H. Beddow, Jr. issued his decision July 14, 1998 and his supplemental decision Dec. 20, 2000. Adm. Law Judge Pargen Robertson issued his second supplemental decision May 5, 2004.

LIST OF DECISIONS OF ADMINISTRATIVE LAW JUDGES

Kingsbridge Heights Rehabilitation Care Center (1199 SEIU Health Care Workers East) Bronx, NY July 9, 2007. 2-CA-37660, 37898; JD(NY)-30-07, Judge Mindy E. Landow.

Valley Health System, LLC d/b/a Desert Springs Hospital Medical Center (Service Employees Nevada Local 1107) Las Vegas, NV July 12, 2007. 28-CA-20805, et al.; JD(ATL)-19-07, Judge Lawrence W. Cullen.

Biosource Landscaping Service, LLC (Individuals) Xenia, OH July 13, 2007. 9-CA-43283, 43287; JD-47-07, Judge Bruce D. Rosenstein.

Verizon North, Inc. (Electrical Workers [IBEW] Locals 1451, 1635, and 1637) Erie, PA July 13, 2007. 6-CA-35379; JD-46-07, Judge Ira Sandron.

NO ANSWER TO COMPLAINT

(In the following case, the Board granted the General Counsel's motion for summary judgment based on the Respondent's failure to file an answer to the complaint.)

Gallagher Elevator Co. (Elevator Constructors) (3-CA-26200; 350 NLRB No. 27) Buffalo, NY July 13, 2007. [HTML] [PDF]

LIST OF UNPUBLISHED BOARD DECISIONS AND ORDERS IN REPRESENTATION CASES

(In the following cases, the Board adopted Reports of Regional Directors or Hearing Officers in the absence of exceptions)

DECISION AND CERTIFICATE OF RESULTS OF ELECTION

CBT Corp., Chicago, IL, 13-UD-505, July 11, 2007 (Members Schaumber, Kirsanow, and Walsh)

DECISION AND CERTIFICATION OF REPRESENTATIVE

Richard's Disposal, Inc., New Orleans, LA, 15-RC-8691, July 12, 2007 (Members Schaumber, Kirsanow, and Walsh) GCA Services Group, Inc., Gretna, LA, 15-RC-8685, July 13, 2007 (Members Schaumber, Kirsanow, and Walsh)

(In the following cases, the Board denied requests for review of Decisions and Directions of Elections (D&DE) and Decisions and Orders (D&O) of Regional Directors)

Good Samaritan Hospital, Los Angeles, CA, 31-RD-1555, July 11, 2007 (Members Liebman and Kirsanow; Member Schaumber dissenting) Kiro Television Inc., Seattle, WA, 19-RC-14987, July 11, 2007 (Members Schaumber, Kirsanow, and Walsh)
